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APPLICATION NUMBER FILING OR 371 (c) DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/809,280

03/25/2004

James Gharib

071US1

CONFIRMATION NO. 6044

30328 NU VASIVE, INC. 10065 OLD GROVE ROAD SAN DIEGO, CA 92131

FORMALITIES LETTER

OC000000013753226

Date Mailed: 09/08/2004

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 08/16/2004 to the Notice to File Missing Parts (Notice) mailed 06/09/2004 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application. Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

• The signature of the following inventor(s) is missing from the oath or declaration: Jeffrey J. Blewett

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